

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:17-cv-02448-APM**

NATIONAL IMMIGRATION PROJECT OF THE NATIONAL LAWYERS GUILD et al v. IMMIGRATION & CUSTOMS ENFORCEMENT

Assigned to: Judge Amit P. Mehta

Cause: 05:552 Freedom of Information Act

Date Filed: 11/13/2017

Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

**NATIONAL IMMIGRATION
PROJECT OF THE NATIONAL
LAWYERS GUILD**

TERMINATED: 04/05/2019

represented by **Michael T. Kirkpatrick**
PUBLIC CITIZEN LITIGATION GROUP
1600 20th Street, NW
Washington, DC 20009
(202) 588-7728
Fax: (202) 588-7795
Email: mkirkpatrick@citizen.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Patrick D. Llewellyn
PUBLIC CITIZEN LITIGATION GROUP
1600 20th Street, NW
Washington, DC 20009
(202) 588-7727
Fax: (202) 588-7795
Email: pllewellyn@citizen.org
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Paromita Hasmukh Shah
NATIONAL IMMIGRATION PROJECT OF THE NATIONAL LAWYERS GUILD
14 Beacon Street
Suite 602
Boston, MA 02108
(617) 227-9727
TERMINATED: 04/08/2019
PRO HAC VICE

Sejal Ramnik Zota
NATIONAL IMMIGRATION PROJECT OF THE NATIONAL LAWYERS GUILD
14 Beacon Street
Suite 602
Boston, MA 02108
(919) 698-5015
Email: sejal@nipnlg.org
TERMINATED: 04/03/2019
PRO HAC VICE

Plaintiff

MIJENTE SUPPORT COMMITTEE

represented by **Michael T. Kirkpatrick**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Patrick D. Llewellyn
 (See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Paromita Hasmukh Shah
 (See above for address)
TERMINATED: 04/08/2019
PRO HAC VICE

Sejal Ramnik Zota
 (See above for address)
TERMINATED: 04/03/2019
PRO HAC VICE

Plaintiff

DETENTION WATCH NETWORK

represented by **Michael T. Kirkpatrick**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Patrick D. Llewellyn
 (See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Paromita Hasmukh Shah
 (See above for address)
TERMINATED: 04/08/2019
PRO HAC VICE

Sejal Ramnik Zota
 (See above for address)
TERMINATED: 04/03/2019
PRO HAC VICE

V.

Defendant

**IMMIGRATION & CUSTOMS
ENFORCEMENT**

represented by **Jeremy S. Simon**
 U.S. ATTORNEY'S OFFICE FOR THE
 DISTRICT OF COLUMBIA
 555 Fourth Street, NW
 Washington, DC 20530
 (202) 252-2528
 Fax: (202) 252-2599
 Email: jeremy.simon@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/13/2017	<u>1</u>	COMPLAINT against IMMIGRATION & CUSTOMS ENFORCEMENT (Filing fee \$ 400 receipt number 0090-5202424) filed by NATIONAL IMMIGRATION PROJECT OF THE NATIONAL LAWYERS GUILD, DETENTION WATCH NETWORK, MIJENTE SUPPORT COMMITTEE. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons to Agency, # <u>3</u> Summons to Attorney General, # <u>4</u> Summons to U.S. Attorney)(Llewellyn, Patrick) (Attachment 1 replaced on 12/1/2017) (znmw). (Entered: 11/13/2017)

11/14/2017	<u>2</u>	Corporate Disclosure Statement by NATIONAL IMMIGRATION PROJECT OF THE NATIONAL LAWYERS GUILD. (Llewellyn, Patrick) (Entered: 11/14/2017)
11/14/2017	<u>3</u>	Corporate Disclosure Statement by MIJENTE SUPPORT COMMITTEE. (Llewellyn, Patrick) (Entered: 11/14/2017)
11/14/2017	<u>4</u>	Corporate Disclosure Statement by DETENTION WATCH NETWORK. (Llewellyn, Patrick) (Entered: 11/14/2017)
11/14/2017	<u>5</u>	NOTICE of Appearance by Michael T. Kirkpatrick on behalf of All Plaintiffs (Kirkpatrick, Michael) (Entered: 11/14/2017)
11/14/2017	<u>6</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Paromita Shah, :Firm– National Immigration Project of the National Lawyers Guild, :Address– 14 Beacon Street, Suite 602, Boston, MA 02108. Phone No. – (617) 227-9727. Filing fee \$ 100, receipt number 0090-5204168. Fee Status: Fee Paid. by DETENTION WATCH NETWORK, MIJENTE SUPPORT COMMITTEE, NATIONAL IMMIGRATION PROJECT OF THE NATIONAL LAWYERS GUILD (Attachments: # <u>1</u> Declaration of Paromita Shah, # <u>2</u> Text of Proposed Order)(Llewellyn, Patrick) (Entered: 11/14/2017)
11/14/2017	<u>7</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Sejal Zota, :Firm– National Immigration Project of the National Lawyers Guild, :Address– 14 Beacon Street, Suite 602, Boston, MA 02108. Phone No. – (617) 227-9727. Filing fee \$ 100, receipt number 0090-5204211. Fee Status: Fee Paid. by DETENTION WATCH NETWORK, MIJENTE SUPPORT COMMITTEE, NATIONAL IMMIGRATION PROJECT OF THE NATIONAL LAWYERS GUILD (Attachments: # <u>1</u> Declaration of Sejal Zota, # <u>2</u> Text of Proposed Order)(Llewellyn, Patrick) (Entered: 11/14/2017)
11/14/2017		Case Assigned to Judge Amit P. Mehta. (md) (Entered: 11/15/2017)
11/15/2017		SUMMONS Not Issued as to IMMIGRATION & CUSTOMS ENFORCEMENT, U.S. Attorney & U.S. Attorney General. (INCORRECT SUMMONS WERE SUBMITTED AT THE TIME COMPLAINT WAS FILED. FOIA SUMMONS NEED TO BE SUBMITTED) (md) (Entered: 11/15/2017)
11/15/2017	<u>8</u>	REQUEST FOR SUMMONS TO ISSUE with <i>Corrected Summons Attached</i> filed by NATIONAL IMMIGRATION PROJECT OF THE NATIONAL LAWYERS GUILD, DETENTION WATCH NETWORK, MIJENTE SUPPORT COMMITTEE. (Attachments: # <u>1</u> Corrected Agency Summons, # <u>2</u> Corrected Attorney General Summons, # <u>3</u> Corrected U.S. Attorney Summons)(Llewellyn, Patrick) (Entered: 11/15/2017)
11/16/2017	<u>9</u>	SUMMONS (3) Issued Electronically as to IMMIGRATION & CUSTOMS ENFORCEMENT, U.S. Attorney and U.S. Attorney General (znmw) (Entered: 11/16/2017)
11/17/2017	<u>10</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 11/17/2017. Answer due for ALL FEDERAL DEFENDANTS by 12/17/2017. (Llewellyn, Patrick) (Entered: 11/17/2017)
11/17/2017		MINUTE ORDER granting <u>6</u> Motion for Leave to Appear Pro Hac Vice. Attorney Paromita Shah is hereby admitted pro hac vice to appear in this matter. Signed by Judge Amit P. Mehta on 11/17/2017. (lcapm1) (Entered: 11/17/2017)
11/17/2017		MINUTE ORDER granting <u>7</u> Motion for Leave to Appear Pro Hac Vice. Attorney Sejal Zota is hereby admitted pro hac vice to appear in this matter. Signed by Judge Amit P. Mehta on 11/17/2017. (lcapm1) (Entered: 11/17/2017)
12/18/2017	<u>11</u>	ANSWER to Complaint by IMMIGRATION & CUSTOMS ENFORCEMENT.(Simon, Jeremy) (Entered: 12/18/2017)
12/18/2017	<u>12</u>	ORDER. Both a Complaint and an Answer are now before the court in this FOIA case. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report on or before January 8, 2018. See the attached Order for additional details. Signed by Judge Amit P. Mehta on 12/18/2017. (lcapm1) (Entered: 12/18/2017)

12/19/2017		Set/Reset Deadlines/Hearings: Joint Status Report due by 1/8/2018. (zcdw) (Entered: 12/19/2017)
01/08/2018	<u>13</u>	Joint STATUS REPORT by IMMIGRATION & CUSTOMS ENFORCEMENT. (Simon, Jeremy) (Entered: 01/08/2018)
01/09/2018		MINUTE ORDER. Upon consideration of the parties' <u>13</u> Joint Status Report, the following deadlines shall govern this matter: (1) Defendant shall produce at least the first 500 responsive pages to Plaintiffs on or before February 20, 2018; (2) Defendant shall disclose to Plaintiffs the estimated total number of potentially responsive pages as soon as feasible, but at least prior to March 6, 2018; and (3) the parties shall file another Joint Status Report, on or before March 6, 2018, that updates the court on their progress and proposes a production schedule. Signed by Judge Amit P. Mehta on 01/09/2018. (lcapm1) (Entered: 01/09/2018)
01/09/2018		Set/Reset Deadlines/Hearings: Joint Status Report due by 3/6/2018. (zcdw) (Entered: 01/10/2018)
03/06/2018	<u>14</u>	Joint STATUS REPORT by IMMIGRATION & CUSTOMS ENFORCEMENT. (Simon, Jeremy) (Entered: 03/06/2018)
03/06/2018		MINUTE ORDER. Upon consideration of the parties' <u>14</u> March 6, 2018, Joint Status Report, the parties are directed to file another Joint Status Report, on or before May 2, 2018, that updates the court regarding the production of records. Signed by Judge Amit P. Mehta on 03/06/2018. (lcapm1) (Entered: 03/06/2018)
03/06/2018		Set/Reset Deadlines/Hearings: Joint Status Report due by 5/2/2018. (zcdw) (Entered: 03/07/2018)
05/02/2018	<u>15</u>	Joint STATUS REPORT by IMMIGRATION & CUSTOMS ENFORCEMENT. (Simon, Jeremy) (Entered: 05/02/2018)
05/03/2018		MINUTE ORDER. Upon consideration of the parties' <u>15</u> May 2, 2018, Joint Status Report, the parties are directed to file another Joint Status Report, on or before August 14, 2018, that updates the court regarding the production of records. Signed by Judge Amit P. Mehta on 05/03/2018. (lcapm1) (Entered: 05/03/2018)
05/03/2018		Set/Reset Deadlines/Hearings: Joint Status Report due by 8/14/2018. (zcdw) (Entered: 05/06/2018)
08/14/2018	<u>16</u>	Joint STATUS REPORT by IMMIGRATION & CUSTOMS ENFORCEMENT. (Simon, Jeremy) (Entered: 08/14/2018)
08/15/2018		MINUTE ORDER. Upon consideration of the parties' <u>16</u> August 14, 2018, Joint Status Report, the parties are directed to file another Joint Status Report, on or before November 14, 2018, that updates the court regarding the production of records. In that Status Report, Defendant shall indicate the number of pages remaining to be processed and potentially produced. Signed by Judge Amit P. Mehta on 08/15/2018. (lcapm1) (Entered: 08/15/2018)
08/16/2018		Set/Reset Deadlines: Joint Status Report due by 11/14/2018. (tg) (Entered: 08/16/2018)
11/14/2018	<u>17</u>	Joint STATUS REPORT by IMMIGRATION & CUSTOMS ENFORCEMENT. (Simon, Jeremy) (Entered: 11/14/2018)
11/15/2018		MINUTE ORDER. Upon consideration of the parties' <u>17</u> November 14, 2018, Joint Status Report, the parties are directed to file another Joint Status Report, on or before February 14, 2019, that updates the court as outlined in the parties' Joint Status Report. Signed by Judge Amit P. Mehta on 11/15/2018. (lcapm1) (Entered: 11/15/2018)
11/15/2018		Set/Reset Deadlines: Joint Status Report due by 2/14/2018. (zjd) (Entered: 11/21/2018)
02/14/2019	<u>18</u>	Joint STATUS REPORT by IMMIGRATION & CUSTOMS ENFORCEMENT. (Simon, Jeremy) (Entered: 02/14/2019)
02/19/2019		MINUTE ORDER. No later than April 15, 2019, the parties shall advise the court whether summary judgment briefing will be required in this case and, if so, propose a briefing schedule. Signed by Judge Amit P. Mehta on 02/19/2019. (lcapm1) (Entered: 02/19/2019)

02/19/2019		Set/Reset Deadlines: Joint Status Report due by 4/15/2019. (zjd) (Entered: 03/03/2019)
04/03/2019	<u>19</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to DETENTION WATCH NETWORK, MIJENTE SUPPORT COMMITTEE, NATIONAL IMMIGRATION PROJECT OF THE NATIONAL LAWYERS GUILD. Attorney Sejal Ramnik Zota terminated. (Zota, Sejal) (Entered: 04/03/2019)
04/05/2019	<u>20</u>	STIPULATION of Dismissal <i>as to Plaintiff National Immigration Project of the National Lawyers Guild Only</i> by DETENTION WATCH NETWORK, MIJENTE SUPPORT COMMITTEE, NATIONAL IMMIGRATION PROJECT OF THE NATIONAL LAWYERS GUILD. (Llewellyn, Patrick) (Entered: 04/05/2019)
04/08/2019	<u>21</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to DETENTION WATCH NETWORK, MIJENTE SUPPORT COMMITTEE. Attorney Paromita Hasmukh Shah terminated. (Zota, Sejal) (Entered: 04/08/2019)
04/15/2019	<u>22</u>	Joint STATUS REPORT by IMMIGRATION & CUSTOMS ENFORCEMENT. (Simon, Jeremy) (Entered: 04/15/2019)
04/16/2019	<u>23</u>	ORDER entering the briefing schedule proposed in the parties' <u>22</u> Joint Status Report. The schedule for further proceedings in this matter is as follows: (1) Defendant's Motion for Summary Judgment is due on or before June 20, 2019; (2) Plaintiff's Opposition to Defendant's Motion and any Cross-Motion for Summary Judgment is due on or before July 19, 2019; (3) Defendant's Reply in Support of Summary Judgment and Opposition to any Cross-Motion for Summary Judgment is due on or before August 22, 2019; and (4) Plaintiff's Reply in Support of any Cross-Motion for Summary Judgment is due on or before September 20, 2019. See the attached Order for additional details. Signed by Judge Amit P. Mehta on 04/16/2019. (lcapm1) (Entered: 04/16/2019)
04/16/2019		Set/Reset Deadlines: Cross Motion due by 7/19/2019. Response to Cross Motion due by 8/22/2019. Reply to Cross Motion due by 9/20/2018. Summary Judgment motion due by 6/20/2019. Response to Motion for Summary Judgment due by 7/19/2019. Reply to Motion for Summary Judgment due by 8/22/2019. (tb) (Entered: 04/16/2019)
06/12/2019	<u>24</u>	Consent MOTION to Modify <i>Briefing Schedule</i> by IMMIGRATION & CUSTOMS ENFORCEMENT (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy) (Entered: 06/12/2019)
06/12/2019		MINUTE ORDER granting <u>24</u> Defendant's Consent Motion for Modification of Briefing Schedule. The schedule for further proceedings in this matter is as follows: (1) Defendant's Motion for Summary Judgment is due on or before July 31, 2019; (2) Plaintiff's Opposition to Defendant's Motion and any Cross-Motion for Summary Judgment is due on or before August 30, 2019; (3) Defendant's Reply in Support of Summary Judgment and Opposition to any Cross-Motion for Summary Judgment is due on or before September 30, 2019; and (4) Plaintiff's Reply in Support of any Cross-Motion for Summary Judgment is due on or before October 30, 2019. Signed by Judge Amit P. Mehta on 06/12/2019. (lcapm1) (Entered: 06/12/2019)
06/12/2019		Set/Reset Deadlines: Defendant's Motion for Summary Judgment due by 7/31/2019. Plaintiff's Opposition and Cross-Motion for Summary Judgment due by 8/30/2019. Defendant's Reply and Opposition due by 9/30/2019. Plaintiff's Reply due by 10/30/2019. (zjd) (Entered: 06/14/2019)
07/25/2019	<u>25</u>	Consent MOTION to Modify <i>Briefing Schedule and Extend Existing Summary Judgment Briefing Deadlines</i> by IMMIGRATION & CUSTOMS ENFORCEMENT (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy) (Entered: 07/25/2019)
07/26/2019		MINUTE ORDER granting <u>25</u> Defendant's Consent Motion for Modification of Briefing Schedule. Defendant's Motion for Summary Judgment shall be due on or before September 6, 2019; Plaintiffs' Combined Opposition and Cross-motion for Summary Judgment due shall be due on or before October 11, 2019; Defendant's Combined Opposition and Reply shall be due on or before November 1, 2019; and Plaintiffs' Reply shall be due on or before November 22, 2019. Signed by Judge Amit P. Mehta on 7/26/2019. (lcapm1) (Entered: 07/26/2019)
07/26/2019		Set/Reset Deadlines: Defendant's Motion for Summary Judgment due by 9/6/2019. Plaintiffs' Opposition and Cross-motion due by 10/11/2019. Defendant's Opposition

		and Reply due by 11/1/2019. Plaintiffs' Reply due by 11/22/2019. (zjd) (Entered: 07/29/2019)
09/03/2019	<u>26</u>	Consent MOTION to Vacate <i>Summary Judgment Briefing Schedule</i> by IMMIGRATION & CUSTOMS ENFORCEMENT (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy) (Entered: 09/03/2019)
09/03/2019	<u>27</u>	ORDER granting <u>26</u> Consent Motion to Vacate Summary Judgment Briefing Schedule. See attached Order for additional details. Signed by Judge Amit P. Mehta on 09/03/2019. (lcapm1) (Entered: 09/03/2019)